

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

ROGER MORRIS

Serial No. **10/799,312**

Filing Date: **03/12/2004**

For: **FOOD BORNE PATHOGEN SENSOR
AND METHOD**

Examiner: **William H. Beisner**

Art Unit: **1744**

Attorney Docket No.: **30862.CIP**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT AND ELECTION WITHOUT TRAVERSE

Responsive to the Examiner's Restriction Requirement of June 13, 2007, Paper No./Mail Date 20070611, Applicant elects Group II, Claims 32 – 51 and 57-67 drawn to a food sensor, classified in class 435 subclass 287.5. This election is made without traverse.

Please withdraw Claims 1-31, 52-56, and 68-99 drawn to the non-elected species. Inventorship remains as filed. The Commissioner is authorized to charge or credit any discrepancies in fee amounts to Deposit Account No. 01-0484.